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Attorney Docket No.

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Jian ZHAO *et al.*

Confirmation No.: 6959

Serial No.: 10/601,314

Group Art Unit: 1625

Filed: June 20, 2003

Examiner: Bernard I. Dentz

For: METHODS OF MAKING AND USING THEAFLAVIN, THEAFLAVIN-3-GALLATE, THEAFLAVIN-3'-GALLATE AND THEAFLAVIN 3,3'-DIGALLATE AND MIXTURES THEREOF

Mail Stop Amendment

U.S. Patent and Trademark Office
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Randolph Building
401 Dulany Street
Alexandria, VA 22314

TRANSMITTAL OF RESPONSE

Enclosed are the following documents in response to the Notice of Non-Compliant amendment mailed December 9, 2005 and the Office Action mailed July 29, 2005 for the above-identified application:

- ☒ [X] Amendment/Response with corrections as indicated on the Notice of Non-Compliant Amendment mailed December 9, 2005. The original Amendment/Response was timely filed on November 29, 2005.
- ☐ [] Petition for Extension of Time
- ☐ [] Request for Approval of Drawing Changes
- ☐ [] Information Disclosure Statement
- ☐ [] Notice of Appeal
- ☐ [] Associate Power
- ☐ [] Revocation and New Power
- ☐ [] Change of Address
- ☐ [] Return receipt postcard
- ☐ [] Check No. ____ in the amount of \$ _____ for the total fee as calculated below
- ☐ [] Other:

The fee has been calculated as follows:

	NO. OF CLAIMS	CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	73	- 74 =		x \$50.00	
Independent Claims	9	- 23 =		x \$200.00	
If multiple dependent claims are presented, add \$360.00					
Total Amendment Fee					
If small entity status is applicable, subtract 50% of Total Amendment Fee					
Other fees: (specify)					
TOTAL FEE DUE					0.00

☐ A check for the total fee is attached.

☐ Please charge \$ to Deposit Account No. (PA) 03-3117 (RE) 50-1283 for the total fee. This paper is being submitted in duplicate.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. (PA) 03-3117 (RE) 50-1283.

Dated: January 5, 2006

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Respectfully submitted,
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Alexandria, Virginia 22314

REPLY AND AMENDMENT UNDER 37 C.F.R. 1.116

In response to the Notice of Non-Compliant Amendment mailed December 9, 2005 and the Office Action mailed July 29, 2005, Applicants resubmit the following Reply and Amendment under 37 C.F.R. §1.116 that accompanied a Request for Continued Examination that was filed on November 29, 2005. The present Reply and Amendment differs only from the previously submitted reply by containing minor amendments to the Listing of Claims to address the objections set forth in the Notice of Non-Compliant Amendment and to clarify claim language and claim dependencies. The present response is timely as it is filed within one month of the December 9, 2005 mail date. The period for response had been previously extended to November 29, 2005 by the previously submitted Petition for Extension of Time, which made the original submission timely.

If additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. §1.136(a), and any fees required therefore (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 50-1283.

Amendments to the claims are reflected in the **Listing of Claims** that begins on page 3 of this paper.

Remarks begin on page 13 of this paper.